

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:) Examiner: Wegert, Sandra L.
)
David BOTSTEIN, et al.) Art Unit: 1647
)
Application Serial No. 09/997,683) Confirmation No: 4971
)
Filed: November 15, 2001) Attorney's Docket No. 39780-2730 P1C32
)
For: SECRETED AND TRANSMEMBRANE) Customer No. 35489
POLYPEPTIDES AND NUCLEIC ACIDS)
ENCODING THE SAME)

**FILED VIA EFS
ON JULY 11, 2007**

PRELIMINARY AMENDMENT

MAIL STOP RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action mailed on September 14, 2006, in connection with the above-identified patent application (Paper No./Mail Date 20060908), Applicants filed a Notice of Appeal on December 14, 2006. Applicants submit herewith a Preliminary Amendment, accompanied by a Request for Continued Examination under 37 C.F.R. §1.114 for the above identified application. This Preliminary Amendment and the Request for Continued Examination are timely filed requesting a five-month extension of time with necessary fees.

Applicants remarks/arguments in the Response filed on October 27, 2005 and Preliminary Amendment filed on June 30, 2006 are hereby incorporated by reference in their entirety.

Remarks/Arguments begin on page **2** of this paper.